IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

WP(C).No. 33147 of 2007(U)

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PETITIONER:

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BHAGAVAN PILLA, S/O.VISWANADHAN PILLA,
MADATHIL HOUSE, MANAMKULAMBU,
PALAKKAD.

BY ADV. SRI.N.K.MOHANLAL

RESPONDENTS:

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1. VILAYANCHATHANNOOR SERVICE CO-OPERATIVE BANK LIMITED NO.F-1599, THENKURISSI, ALATHUR, REPRESENTED BY ITS SECRETARY.

2. ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), ALATHUR.

3. KERALA STATE FARMERS DEBT RELIEF COMMISSION, TRIVANDRUM.

BY GOVERNMENT PLEADER ANU SIVARAM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**THOTTATHIL B. RADHAKRISHNAN, J**

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W.P.(C).33147/2007

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Dated this the 14th day of November, 2007

**JUDGMENT**

Petitioner challenges the recovery proceedings initiated by the sale officer on the basis of an award under the Kerala Co-operative Societies Act. In terms of that statute, petitioner had adequate efficacious statutory remedy for redressal of grievance, if any. Under such circumstances, this writ petition does not deserve to be entertained as against the execution proceedings.

2. However, the contention of the petitioner that Kerala Agricultural Debt Relief Commission, before which Ext.P2 application is pending, also does not impress because that application is dated 17.9.2007 and it will be wholly out of place for this Court for assume that the said application, if received and pending, would not be considered and disposed of by the competent authority. No directions are called for in that regard also.

Hence, without prejudice to the right of the petitioner to move appropriate statutory authority for relief, this writ petition is dismissed.

**THOTTATHIL B. RADHAKRISHNAN**
**Judge**

mrcs